

No.2315

AMARAVATI, MONDAY, NOVEMBER 20, 2023

G.2365

NOTIFICATIONS BY GOVERNMENT

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GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS – Prohibition & Excise Department – Allegations of Criminal Misconduct and Criminal conspiracy against Sri C.Thirumalaiah, P&E Inspector, Palamaner and (7) other P&E officials for their involvement in the Liquor Syndicate case of Chittoor District – Accused Officers placed on their defence before the Tribunal for Disciplinary Proceedings – TDP framed charges - TDP Repealed - Case entrusted to Commissionerate of Inquiries – Sri K.Venkata Rami Reddy, Member, Commissioner of Inquiries - Appointed as Inquiring Authority - Orders – Issued.

REVENUE (VIGILANCE-IV) DEPARTMENT

G.O.Rt.No.380

Dated:18.04.2023
Read the following:-

1. From the DG, ACB, Lr.Rc.No.65/RCO-TCT/2012, Dated:05-11-2012
2. Govt. Memo.No.49991/VIG.IV(2)/2012-1, dated:21-12-2012.
3. Govt. Memo.No.49991/VIG.IV(2)/2012-1, dated:26-06-2013.
4. Orders dated 05.11.2019 of Hon'ble High Court of AP in W.P.No.16232 of 2019 filed by Sri N.Mohan Kumar, P&E Inspector, Chittoor District.
5. G.O.Rt.No.163, Rev (Vig.III) Dept., dated 10.03.2022
6. Orders dated 07.04.2021 of Hon'ble High Court of AP in W.P.No.7391 of 2021 filed by Sri T.Sowri, P&E Inspector, Chittoor District.
7. Act 29 of 2022 to repeal the Andhra Pradesh civil services (Disciplinary Proceedings Tribunal) Act, 1960 and to provide for matters connected therewith or incidental thereto published in AP Gazette, Part-IV-B Extraordinary No.29, Amaravati, dt:22.12.2022.
8. G.O.Ms.No.98, G.A.(Ser.E)Department, dt:18.08.2022.
9. U.O.Note.No.1878240/GAD/COI-R/2022-8, GA(COI)Dept., dt:16.03.2013.

ORDER :

Whereas the Director General, Anti Corruption Bureau in his (final report) Lr.Rc.No.65/RCO-TCT/2012, Dated:05-11-2012 (Cr.No.04/RCO-TCT/2012) vide reference 1st read above, in respect of Chittoor District Liquor Syndicate case, reported that on the allegations of criminal misconduct and criminal conspiracy against Sri C.Thirumalaiah, Prohibition & Excise Inspector, Palamaner and (9) other P&E officials and recommended to place them on their defense before Tribunal for Disciplinary Proceedings. After following due procedure, the Government have entrusted their cases to TDP. The TDP has framed charges against charged officers.

2. Whereas, Sri N.Mohan Kumar, P&E Inspector, Chittoor District (TEC No.726/2013) has filed WP.No.16232 of 2019 before the Hon'ble High Court to set aside the charge memo issued against him by the TDP. The Hon'ble High Court has passed orders dated:05.11.2019 in the said WP and quashed the charge memo and stated that the petitioner is entitled to all consequential pensioner and other retirement benefits. Further, he has filed Contempt Case No.894 of 2020 for not implementing the orders dated 05.11.2019 passed by the Hon'ble High Court. The Government after examining the matter have implemented the Hon'ble High Court orders dated:05-11-2019 in WP No.16232 of 2019 and sanctioned pensionary benefits to Sri N.Mohan Kumar, P&E Inspector (Retd), vide reference 5th read above.

3. Whereas, Sri T.Sowri, P&E Inspector, Chittoor District was filed WP No 7391 of 2021 before the Hon'ble High Court of AP on his disciplinary proceedings initiated against him vide TEC No.722 of 2013, dated:08-07-2019. The Hon'ble High Court has passed orders on 07.04.2021 in the said WP, directed the respondents to conclude the enquiry within a period of three(3) months from the date of receipt of a copy of the orders, failing which the enquiry shall stand closed and the charge memo shall stand quashed. The same is under examination by the Government.

4. Whereas certain charged officers including Sri C.Nagarjuna Reddy, P&EI, Tirupati, one of the Charged Officers in the above disciplinary proceedings, have filed Writ Petitions before the Hon'ble High Court challenging the charge memos issued against them and same are pending with the Hon'ble High Court. In this regard, the GP for Service-I, APHC vide his letter dated 24.02.2023 has informed that the mentioned writ petitions came up for hearing on 24.02.2023 and the Hon'ble High Court directed to conclude the inquiries within 6 months, otherwise the charges will be quashed.

(P.T.O.)

5. And whereas, in the Act 7th read above, it was ordered that "the Tribunal constituted under the repealed Act shall stand abolished and all cases pending before the said Tribunal for Disciplinary proceedings on the said date shall stand transferred to the Commissionerate of Inquiries (COI) to continue the pending proceedings and shall be disposed off by it in accordance with the statutory rules governing conduct of the disciplinary proceedings in due compliance with principles of natural justice"

6. Whereas the Government have issued orders of procedure in respect of the cases pending before the TDP and allotted/transferred the same to the Commissioner of Inquiries vide reference 8th read above for conducting regular inquiry.

7. Accordingly, the above case of Sri C.Thirumalaiah, P&E Inspector, Palamaner and (9) other P&E officials of Chittoor District has been allotted/entrusted to Sri K.Venkata Rami Reddy, Member, Commissioner of Inquiries, to enquire into the charges framed against charged officers vide reference 9th read above.

8. Government after careful examination of the matter, hereby place the following charged officers on their defence before the Commissioner of Inquiries for conducting regular inquiry into the charges framed against them for their involvement in the liquor syndicate case of Chittoor District:

Sl. No.	Name of the Accused Officer Sarvasri	Designation	Place	A.O. No.	TEC No.
1	C.Thirumalaiah	Inspector(P&E)	Palamaner	5	720/2013
2	C.Nagarjuna Reddy	Inspector(P&E)	Tirupati Rural	8	721/2013
3	D.Nagabhushanam	Inspector(P&E)	Puttur	10	723/2013
4	S.Ravi Kumar	Inspector(P&E)	Piler	11	724/2013
5	A.Eswaraiah	Inspector(P&E)	Piler	12	725/2013
6	M.Vinay Babu	Inspector(P&E)	Kuppam	14	727/2013
7	S.Krishna Kishore	Inspector(P&E)	Srikalahasthi & Satyaveedu	16	728/2013
8	N.Balakrishna	Inspector(P&E)	Srikalahasthi	17	729/2013

9. Now, therefore the disciplinary authority in exercise of the powers conferred under Sub-rule (2) of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules,1991, hereby appoint Sri K.Venkata Rami Reddy, Member, Commissioner of Inquiries, as Inquiry Officer to enquire into the charges framed against the Charged Officers mentioned at para 8 above, for their involvement in Liquor Syndicate case of Chittoor District and he is directed to complete the enquiry expeditiously and to furnish the Inquiry Report to the Government within 4 months (keeping in view of the directions of the Hon'ble High Court in the writ petitions filed by the certain charged officers) to enable the Government to take further action and pass final orders in the matter within the stipulated time as observed by the Hon'ble High Court.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri K.Venkata Rami Reddy, Member, Commissioner of Inquiries, General Administration (COI) Department, AP Secretariat Building No.5, Velagapudi (with enclosures i.e the record of the case which received from the TDP).

Copy to:

Sri C.Thirumalaiah, Inspector(P&E), Palamaner and (7) other officials, Chittoor District
(Through the Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada)

The Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission,
Velagapudi, Guntur District.

The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.

The General Administration (COI) Department, A.P.Secretariat, Building No.5, Velgapudu,
Guntur District.

The GP for Services-1, APHC, Amaravathi

Sri K. Pridvi Raju, Advocate & Presenting Officer.

SF / SC.

//FORWARDED:: BY ORDER//


SECTION OFFICER
